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February 5, 1999

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY MESSENGER

Magalie Roman Salas
Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Room TW-A325
Washington, D.C. 20554

Re: CC Docket No. 91-142

Dear Ms. Salas:

On behalf of Thomas Domencich, the Committee for a Fair Lottery, Applicants Against Lottery Abuse, Cellular Applicants' Coalition, Miller Communications, Inc., Skywave Partners, Inc., Buckhead Cellular Communications Partnership, and ZDT Partnership (collectively, the "Petitioners"), we submit herewith an original and fourteen (14) copies of Petitioners' Notice of Dismissal of Pleadings in CC Docket No. 91-142.

Should there be any questions concerning this submission, please contact the undersigned counsel for Thomas Domencich and the Committee for a Fair Lottery.

Very truly yours,



E. Ashton Johnston

for PAUL, HASTINGS, JANOFSKY & WALKER LLP

Enclosures

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In re Applications of) CC DOCKET NO. 91-142
)
ALGREG CELLULAR ENGINEERING, et al.)

To: The Commission

NOTICE OF DISMISSAL OF PLEADINGS

Thomas Domencich ("Domencich"), the Committee for a Fair Lottery ("CFL"), Applicants Against Lottery Abuse ("AALA"), Miller Communications, Inc. ("Miller"), Skywave Partners, Inc. ("Skywave"), Buckhead Cellular Communications Partnership ("Buckhead"), Cellular Applicants' Coalition ("CAC"), and ZDT Partnership ("ZDT") (collectively, the "Petitioners"), by their respective attorneys, hereby jointly submit this Notice of Dismissal of Pleadings in the above-captioned proceeding (the "Consolidated Proceeding"). Specifically, the Petitioners are dismissing with prejudice the following pleadings filed jointly by them: (1) the Petition for Reconsideration filed July 3, 1997, seeking reconsideration of the Commission's decision to terminate license revocation proceedings against Jaybar Communications, Cellular Pacific, Data Cellular Systems, and North American Cellular; (2) the Opposition to Petition for Partial Reconsideration of Alee Cellular Communications, filed July 16, 1997; (3) the Opposition to Petition for Partial Reconsideration of Cellular Pacific, Data Cellular Systems, and North American

Cellular, filed July 16, 1997; and (4) the Consolidated Reply to Oppositions to Petition for Reconsideration filed by Cellular Pacific, Data Cellular Systems, and North American Cellular and by Jaybar Communications, filed July 28, 1997.

The Petitioners are taking these actions pursuant to various settlement agreements. Concurrently herewith, the parties to previously unreported settlements are submitting a “Joint Notice of Settlement Agreements and Request For Rulings” and Petitioners are submitting a separate “Joint Motion for Rulings Regarding Settlement Agreements or, in the Alternative, for Approval and Partial Waiver”. These submissions contain complete copies of the settlement agreements and declarations of the parties in support thereof.

The settlements contemplate that pleadings directed against the Petitioners also will be dismissed. Thus, the settlements between Petitioners and other parties to the Consolidated Proceeding bring to an end all litigation between and among all parties to the Consolidated Proceeding.

Kindly refer any questions in connection with this notice to the undersigned.

Respectfully submitted,

**Thomas Domencich
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February 5, 1999
WDC-105500v2

CERTIFICATE OF SERVICE

I, Shandila Collins, hereby certify that on this 5th day of February 1999, I caused true and correct copies of the foregoing "NOTICE OF DISMISSAL OF PLEADINGS" to be delivered via U.S. first class mail, postage prepaid, addressed to the following parties of record in CC Docket No. 91-142:

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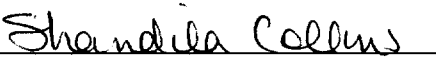
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*** By Hand**

Courtesy copies of the foregoing "Notice of Dismissal of Pleadings" also were sent via U.S. first class mail, postage prepaid, to A. Thomas Carroccio, Esq., Harry F. Cole, Esq. and William J. Franklin, Esq., who are not parties of record in CC Docket No. 91-142.


Shandila Collins